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Date: May 17, 2002

By:

Sandy Reisman

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Kenneth H. Abbott et al.

ART UNIT:

2173

APPLICATION NO.:

09/724,777

CONF. NO.:

7668

FILED:

November 28, 2000

FOR:

REQUESTING COMPUTER USER'S

CONTEXT DATA

<u>Information Disclosure Statement Within Three Months of</u>
<u>Application Filing or Before First Action – 37 CFR 1.97(b)</u>

Commissioner for Patents Washington, D.C. 20231

Sir:

1. <u>Timing of Submission</u>

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 CFR 1.97(b)]. The references listed on the enclosed Form PTO/SB/08A (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. <u>Cited Information</u>

\bowtie	Copie	es of the following	g references are enclosed:
		All cited referer	nces
		References mar	ked by asterisks
	\boxtimes	The following:	U.S. Patent No. 5,544,321
			U.S. Patent No. 5,603,054
			U.S. Patent No. 6,014,638
			Japanese No. 05260188 (Abstract)
			Japanese No. 09091112 (Abstract)

Copies of the following references can be found in parent application	n Ser. No.
 ☐ All cited references ☑ References marked by asterisks ☐ The following: 	
Copies of the following references can be found in parent application	n Ser. No.
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undersigned has enclosed (i) a translation of the reference; (ii) a communication from a foreign patent office or International Searching citing the reference, (iii) a copy of a reference which appears to be a language counterpart, or (iv) an English-language abstract for the prepared by a third party. Applicant has not verified that the translatio language counterpart or third-party abstract is an accurate representation.	copy of a Authority in English- reference n, English- tion of the
☐ All cited references ☐ References marked by ampersands ☐ The following: Japanese No. 05260188 ☐ Japanese No. 09091112	
	☐ All cited references ☐ References marked by asterisks ☐ The following: Copies of the following references can be found in parent application ☐ All cited references ☐ References marked by double asterisks ☐ The following: The following references are not in English. For each such references undersigned has enclosed (i) a translation of the reference; (ii) a communication from a foreign patent office or International Searching citing the reference, (iii) a copy of a reference which appears to be a language counterpart, or (iv) an English-language abstract for the prepared by a third party. Applicant has not verified that the translatio language counterpart or third-party abstract is an accurate representate teachings of the non-English reference, though, and reserves the demonstrate otherwise. ☐ All cited references ☐ References marked by ampersands ☐ The following: Japanese No. 05260188

3. Effect of Information Disclosure Statement (37 CFR 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-0665.

Patent Term Adjustment (37 CFR 1.704(d))

The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted, PERKINS COIE LLP

Mames A. D. White Registration No. 43,985

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Customer No. 25096 P.O. Box 1247 Seattle, Washington 98111-1247

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COMPLETE IF KNOWN									
Application Number	09/724,777	Conf. No. 7668							
Filing Date	November 28, 2000								
First Named Inventor	Kenneth H. Abbott								
Group Art Unit	2173								
Examiner Name	Unknown								
Attorney Docket No.	294438019US1								

*EXAMINER		U.S. Patent Document	Name of Patentee or Applicant	Date of Publication of Cited	Pages, Columns, Lines,
INITIALS		NUMBER Kind Code (if known)	of Cited Document	Document	Where Relevant Passages o Relevant Figures Appear
	*	4,916,441	Gombrich	4/10/90	
	*	5,032,083	Friedman	7/16/91	
	*	5,201,034	Matsuura et al.	4/6/93	
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	*	PCT	WO 90/08361	The Scott Fetzer Company	7/26/90		
	*	PCT	WO 97/03434	Virtual I/O, Inc.	1/30/97		

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	OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS
*EXAMINER	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine,
INITIALS	journal, serial, symposium, catalog, etc.), date, page(s), volume, issue number(s), publisher, city and/or country where published.
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Group Art Unit	2173								
Examiner Name	Unknown								
Attornov Docket No.	2044380101151								

Sheet 3 of 3 Attorney Docket No. 294438019US1									
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Application Number 09/724,777 Conf. No. 7668 Filing Date November 28, 2000 First Named Inventor Kenneth H. Abbott Group Art Unit 2173 **Examiner Name** Unknown 294438019US1 Attorney Docket No.

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*EXAMINER INITIALS		U.S. Patent Docume NUMBER Kin	nt d Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited	Children Rejevant Passages or Relevant Figures Appear
	ļ	(if known)				Relevant Figures Appear
<u> </u>	*	4,916,441		Gombrich	4/10/90	
	*	5,032,083		Friedman	7/16/91	
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Group Art Unit	2173	MAY 2 4 7667					
Examiner Name	Unknown	- MM1 & 4 (U(i)					
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<u> </u>			FO	REIGN PATENT DOCUMEN	NTS		
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	*	EPO	EP 0823 813A2	Kopin Corporation	2/11/98		
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	*	PCT	WO 90/08361	The Scott Fetzer Company	7/26/90		
	*	PCT	WO 97/03434	Virtual I/O, Inc.	1/30/97		Ī

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		OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS	
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TH	*	"'Affective Understanding:' Modeling and Responding to User Affect," http://www.media.mit.edu/affect/AC_research/understanding.html, pp. 1-3 [Accessed 2 Oct 1998].	ĺ_
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